## Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of

Amendment of Section 73.202(b),
Table of Allotments,
FM Broadcast Stations
(Sells, Willcox and Davis-Monthan
Air Force Base, Arizona)

To: Assistant Chief, Audio Division
Media Bureau

ORIGINAL

PECEIVED PRECEIVED - FCC

OCT 2 2004

OCT 2 2004

Federal Communications Commission

Office of the Secretary

Bureau / Office

MOTION FOR LEAVE TO AMEND

Lakeshore Media, LLC ("Lakeshore"), by its counsel, hereby moves for acceptance of the attached amendment to its Counterproposal in the above-captioned proceeding. The amendment is necessary in order to bring the counterproposal into compliance with a new allotment policy announced by the Media Bureau in a recent decision, *Gunnison, Colorado, et al.*, DA 04-2908 (rel. Sept. 20, 2004). This is a new event that could not have been reasonably anticipated prior to the ruling. The Commission can accept this pleading as a matter within its discretion. *See* 47 C.F.R. 1.415(d); *Nogales, Vail and Patagonia, Arizona*, 16 FCC Rcd 20515 n.5 (2001).

WHEREFORE, Lakeshore respectfully requests the acceptance and consideration of the amendment to its Counterproposal.

Respectfully submitted,

LAKESHORE MEDIA, L.L.C.

By:

Mark/N. Lipp

J. Thomas Nolan Vinson & Elkins, LLP

1455 Pennsylvania Avenue, N.W.

Washington, D.C. 20004

(202) 639-6500

Its Counsel

No. of Copies rec'd\_C List ABCDE

## **CERTIFICATE OF SERVICE**

I, Lisa Holland, hereby certify that on this 26th day of October, 2004, copies of the foregoing "Motion for Leave to Amend" were sent via first-class mail, postage prepaid, to the following:

\* Victoria McCauley, Esq. Federal Communications Commission 445 12th Street, S.W., room 2-C222 Washington, D.C. 20554

Scott Cinnamon, Esq. Law Offices of Scott Cinnamon 1090 Vermont Avenue, N.W., Suite 800 Washington, D.C. 20005

Gregory Masters, Esq. Wiley, Rein & Fielding 1776 K Street, N.W. Washington, D.C. 20006 Rich Eyre REC Networks P.O. Box 40816 Mesa, Arizona 85274

Andy Laird Journal Broadcast Group, Inc. 720 E. Capitol Drive Milwaukee, Wisconsin 53212

\* Hand Delivered

342728\_1.DOC